

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

THE GENERAL CONVENTION OF THE NEW)
JERUSALEM IN THE UNITED STATES OF)
AMERICA, INC., THE MASSACHUSETTS)
ASSOCIATION OF THE NEW JERUSALEM)
(SWEDENBORGIAN) and GEORGE CHAPIN,)

Plaintiffs,)

v.)

C.A. No. 04 10419 WGY

EDWARD MACKENZIE, THOMAS KENNEDY,)
BOSTON SOCIETY OF THE NEW JERUSALEM)
INCORPORATED (SWEDENBORGIAN) and)
BOSTONVIEW CORPORATION,)

Defendants.)

**DEFENDANTS' MOTION FOR PROTECTIVE ORDER STAYING
DISCOVERY PENDING DECISION ON MOTIONS TO DISMISS**

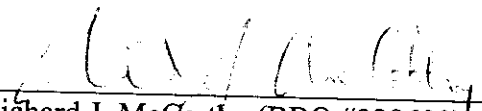
Pursuant to Rule 26(c) of the Federal Rules of Civil Procedure, the Defendants, Boston Society of the New Jerusalem, Incorporated and Bostonview Corporation ("the Defendants"), hereby move that this Court issue a protective order staying all discovery in this action pending this Court's decision on the Defendants' Motions To Dismiss. For the reasons stated in the accompanying memorandum of law, the Court should issue a protective order staying all discovery in this action, including but not limited to: (1) quashing any subpoenas issued to date; and (2) tolling the time within which to respond to the Plaintiffs written discovery requests, pending its ruling on the Defendants' Motions to Dismiss.

REQUEST FOR ORAL ARGUMENT

The Defendants request an opportunity for oral argument on this Motion.


Local Rules 7.1 and 37.1 Certification

On March 18, 2004, in a good faith attempt to narrow the areas of disagreement between the parties regarding the issues in this Motion, the undersigned contacted Plaintiffs' counsel, Christopher J. Trombetta, by telephone and asked him to defer all discovery until after this Court's decision on the Defendants' Motions To Dismiss, which are to be filed on Monday, March 22, 2004. Mr. Trombetta declined this request.


Richard J. McCarthy (BBO #328600)

BOSTON SOCIETY OF THE NEW
JERUSALEM, INCORPORATED and
BOSTONVIEW CORPORATION
Defendants,

By their attorneys,


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Dated: Boston, MA
March 19, 2004

CERTIFICATE OF SERVICE

I hereby certify that on this day a true copy of the above document was served upon the attorney of record for each party ~~by mail~~ by hand.

Date: 3/19/2004 